

REMARKS

The February 23, 2005 Office Action has been carefully considered, and the amendments and remarks herein together with the accompanying Terminal Disclaimer are presented in a bona fide effort to respond thereto and address all issues raised in that Action. Prompt favorable reconsideration is requested.

Applicants are concurrently filing an information disclosure statement to advise the Examiner of a document recently cited in an Action in a European application. It is respectfully requested that the continued examination of this application include consideration of the newly cited document.

Applicants previously filed a series of Information Disclosure Statements. The Office Action included document citation forms (PTO-1449s) from some but not all of those earlier statements. In particular, Applicants filed an Information Disclosure Statement at the time (August 28, 2003) of filing this continuation application with a two page listing of various documents to be considered during examination of this matter. The Office Action included the document citation forms from several other Information Disclosure Statements but not the forms from the August 28, 2003 Statement. The soft copy of the prosecution history of this matter currently available on-line at the USPTO web site includes the Statement and the two pages of citations. Further hard copies can be provided upon request. It is requested that the Examiner consider all of the documents cited in the August 28, 2003 Information Disclosure Statement, as part of the reconsideration of this application, and that the Examiner indicate consideration by initialing the forms from that Statement alongside the citation of the documents and returning the fully initialed document listing (two sheets of PTO-1449s) with the next Official communication regarding this case.

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The Action included a provisional rejection of claims 1-4 for ‘same invention’ type double patenting, under 35 U.S.C. § 101, over claims 1-4 of commonly assigned copending application 10/667,665. Claim 1 is newly cancelled above. Applicants requested cancellation of claims 2-4 at item 6 (bottom of page 1) of the Request Form filed August 28, 2003 with this continuation application. If that request was not sufficient, then claims 2-4 also should be cancelled by virtue of the listing above. The original claims are now completely replaced with new claims 5-23 submitted above. The wording and thus the scope of the new claims is different from those of the claims of the copending application 10/667,665, which should render the provisional ‘same invention’ type double rejection over the copending case moot.

The Action also included a rejection of claim 1 for ‘same invention’ type double patenting, under 35 U.S.C. § 101, over claim 1 of the 6,639,936 patent that issued from the parent of this application. Claim 1 has been cancelled and replaced with new claims 5-23. The wording and thus the scope of the new claims is different from those of the claim 1 of the 6,639,936 patent. It is respectfully submitted that, in view of the clear differences between the new claims of this application and the issued claim of the 6,639,936 patent, new claims 5-23 should not be subject the ‘same invention’ type double patenting rejection, under 35 U.S.C. § 101 over the 6,639,936 patent.

Claim 3 also was rejected for obviousness type double patenting over claim 1 of the 6,639,936 patent. The 6,639,936 patent and this continuation case are assigned to Golden Bridge Technology, Inc. A Terminal Disclaimer is filed herewith to overcome the obviousness type double patenting rejection.

Upon entry of the above claim amendments, claims 5-23 should be active in this application. The various double-patenting rejections are overcome, therefore all of the pending

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claims should be in condition for allowance. Accordingly, this case should now be ready to pass to issue; and Applicants respectfully request a prompt favorable reconsideration of this matter.

It is believed that this response addresses all issues raised in the February 23, 2005 Office Action. However, if any further issue should arise that may be addressed in an interview or an Examiner's amendment, it is requested that the Examiner telephone Applicants' representative at the number shown below.

To the extent necessary, if any, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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